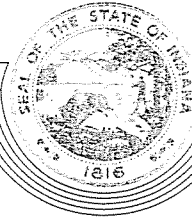


STATE OF INDIANA



SENATE

Senator Brent Steele
200 West Washington Street
Indianapolis, IN 46204
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Chair, Corrections, Criminal & Civil Matter
Ethics
Judiciary
Rules and Legislative Procedure
Insurance and Financial Institutions
Assistant Majority Leader

June 23, 2010

Honorable Jan Brewer
Governor of Arizona
1700 West Washington Street
Phoenix, AZ 85007

Honorable John McCain
United States Senator
241 Russell Senate Office Building
Washington, D.C. 20510

Honorable Jon Kyl
United States Senator
220 E. Camelback, Suite 120
Phoenix, AZ 85016-3455

Dear Governor Brewer, Senator McCain and Senator Kyl:

I have a rhetorical question, but a possible solution to your Mexican border problem.

After 37 years of practicing law, this is the way we have often solved fence line disputes. In the city, for example, if we have a disputed boundary line, we move back a foot and build our own fencing. Often, in rural areas, if we have a disputed boundary fence, you give up 10 feet and build your own fence.

My wife and I were discussing your situation the other night when she asked, "Why is Arizona waiting on the U.S. government to do anything? They are not going to do it."

Then the idea came to me. If Arizona moves back 10 yards, it isn't a border fence. It is your state's sovereign right to build a fence anywhere it wants. It is only a border fence if you call it that.

The federal government has no right to tell you where to build a fence, and your landowners would be so glad to have it, they might not require eminent domain. I would imagine you could acquire the fence line in fee.

I wish you all the best and want you to know there are millions of us out here backing you.

Sincerely,

Brent Steele
State Senator District 44

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